

56
INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST

No. I.

THE UNITED STATES OF AMERICA, et al

- VS -

ARAKI, Sadao, et al

Defendants

MOTION FOR BILL OF PARTICULARS

NOW COME the defendants, HIRANUMA, Kiichiro; SHIGEMITSU, Mamoru; TOGO, Shigenori; and UMEZU, Yoshijiro, by their American counsel and respectfully allege that the Indictment and the various counts thereof which involve each of them are phrased so generally that they do not adequately apprise them of the offenses charged against them; and that in order to be able to prepare his defense, each of the above named defendants requires and, by his American counsel, respectfully requests the following particulars and information:

1. The times when, the places where, and in what manner, each of the above named defendants entered into the conspiracies alleged in the Indictment.

2. The times when, the places where, and in what manner, each of the above named defendants participated in the plans or conspiracies alleged in Counts 1 to 6 of the Indictment.

3. The times when, the places where, and in what manner,

each of the above named defendants planned and prepared wars of aggression alleged therein to have been in violation of international law, treaties, agreements and assurances as charged in Counts 6 to 17 inclusive of the Indictment.

4. The times when, the places where, and in what manner, such of the above named defendants as are charged in Counts 18 to 26 inclusive of the Indictment participated in initiating wars of aggression alleged therein to have been in violation of international law, treaties, agreements and assurances.

5. The times when, the places where, and in what manner, such of the above named defendants as are charged in Counts 27 to 36 inclusive of the Indictment waged wars of aggression alleged therein to have been in violation of international law, treaties, agreements and assurances.

6. The times when, the places where, and in what manner, such of the above named defendants as are charged in Counts 37 and 38 of the Indictment participated in the plans or conspiracies alleged therein.

7. The times when, the places where, and in what manner, such of the above named defendants as are charged in Counts 39 to 43 inclusive of the Indictment ordered, caused or permitted the acts alleged therein.

8. The times when, the places where, and in what manner, each of the above named defendants participated in the plans or conspiracies alleged in Count 44 of the Indictment.

9. The times when, the places where, and in what manner,

such of the above named defendants as are charged in Counts 45 to 52 inclusive of the Indictment, ordered, caused or permitted the acts alleged therein.

10. The times when, the places where, and in what manner, such of the above named defendants as are charged in Count 53 of the Indictment participated in the plans or conspiracies alleged therein.

11. The times when, the places where, and in what manner, such of the above named defendants as are charged in Count 54 of the Indictment, ordered, authorized or permitted the acts alleged therein.

12. The legal duties which such of the above named defendants as are charged in Count 55 of the Indictment, disregarded, and the times when, the places where and in what manner, each of such defendants disregarded such duties.

13. The times when, the places where, and in what manner, each of the above named defendants was connected with the events alleged in Appendix A, Appendix C and in Sections 1 - 15 inclusive of Appendix D of the Indictment.

14. The times when, the places where, in what manner and in what capacity, each of the above named defendants engaged in the conferences and meetings referred to in Appendix E of the Indictment.

15. The times when, the places where, and in what manner, each of the above named defendants was responsible for the acts or the omissions of the governments, of which he is alleged